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Present: Mr. Ashok Gurnani, Adv. for the petitioner.

+CM(M) No.32/07
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1. In para 5 of the petition, it is stated that the current taken home pay of the petitioner is Rs.14,419/-. Maintenance awarded to the wife who is also maintaining a minor daughter is Rs.6,000/- per month.

2. It is urged that the petitioner has to maintain his aged parents and a son born from the first wife.

3. If Rs.8,000/- is inadequate for the petitioner, his parents and minor daughter, it could well be urged that Rs.6,000/- for the wife and the minor daughter is adequate.

4. Hardships are always faced where the pie is to be divided. It cannot be helped.

5. These are proceedings under Article 227 of the Constitution of India. I would be concerned with the decision making process and not so much with the decision, unless of course, it is shown that the decision is perverse.

6. I find none.

7. Dismissed.

January 09, 2007 PRADEEP NANDRAJOG, J

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